

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

| | | |
|---------------------------|---|------------------|
| STEPHEN HOWARD, |) | |
| |) | |
| Petitioner, |) | |
| |) | CIVIL ACTION NO. |
| v. |) | 3:20cv79-MHT |
| |) | (WO) |
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Respondent. |) | |

ORDER

It is ORDERED that petitioner's motion for a certificate of appealability (doc. no. 9) is denied.

A certificate of appealability is not needed when an appeal is from a dismissal of a 28 U.S.C. § 2255 petition as an unauthorized second or successive filing. See *Hubbard v. Campbell*, 379 F.3d 1245, 1247 (11th Cir. 2004).

DONE, this the 21st day of April, 2020.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE